

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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ELESAIO BEN GUZM MAESTAS,

Case No. 25-cv-1985 (LMP/SGE)

Petitioner,

v.

B. EISCHEN; FPC DULUTH; and FBOP, **ORDER ADOPTING  
REPORT AND RECOMMENDATION**

Respondents.

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This matter is before the Court on the May 16, 2025 Report and Recommendation (“R&R”) of United States Magistrate Judge Shannon G. Elkins, which recommends dismissing the pending habeas petition. *See* ECF No. 4. No party objected to the R&R, *see* Fed. R. Civ. P. 72(b)(2), so the Court reviews the R&R for clear error, *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Discerning no clear error, the Court adopts the R&R in full.

**ORDER**

Based upon all the files, records, and proceedings in this matter, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation (ECF No. 4) is **ADOPTED IN FULL**; and
2. The Petition (ECF No. 1) is **DISMISSED WITHOUT PREJUDICE**.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: June 30, 2025

s/Laura M. Provinzino

Laura M. Provinzino  
United States District Judge